

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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In Re: Methyl Tertiary Butyl Ether  
("MTBE") Products Liability Litigation

Master File No. 1:00-1898  
MDL No. 1358 (SAS)  
(M21-88)

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This Document Relates To:

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*American Distilling and Mfg. Co., Inc. v.*  
*Amerada Hess Corp.*, 04 Civ. 1719

*Our Lady of the Rosary Chapel v. Amerada*  
*Hess Corp.*, 04 Civ. 1718

*Town of East Hampton v. Amerada Hess*  
*Corp.*, 04 Civ. 1720

*United Water Connecticut, Inc., v. Amerada*  
*Hess Corp.*, 04 Civ. 1721

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**STIPULATION AND ORDER OF DISMISSAL UNDER FED. R. CIV. P. 41**

The Plaintiffs and the Settling Defendants Santa Holding Company, Santa Fuel, Incorporated, Buckley Gasoline Marketers, Inc. and Buckley Energy Group, Ltd. (the "Settling Defendants") (collectively the "Parties") have advised the Court that they have resolved the matter between them and agreed to the entry of this Stipulation and Order of Dismissal of the claims against the Settling Defendants as indicated by the signature of the respective counsel below. This Court finds that this Stipulated Order of Dismissal should be entered, with the findings included below:

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED as follows:


1. This Court has jurisdiction over the Parties to this Stipulation and over the subject matter of this action. The Parties to this Stipulation have advised the Court of their agreement to

settle this matter pursuant to a Settlement, Release and Indemnity Agreement and this Stipulated Order of Dismissal.

2. The Parties to this Stipulation consent to the dismissal of this action as to the Settling Defendants only, including all claims and counterclaims, with prejudice.

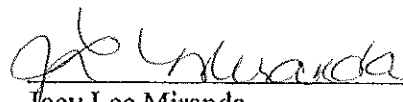
3. Each party shall bear its own costs and attorneys' fees.

**AGREED TO AND ACCEPTED BY:**

 6-2-10  
\_\_\_\_\_  
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*Attorneys for Plaintiffs American Distilling  
and Mfg. Co., Our Lady of the Rosary  
Chapel, Town of East Hampton, and  
United Water Connecticut, Inc.*

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\_\_\_\_\_  
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*Attorneys for Settling Defendants  
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Incorporated, Buckley Gasoline Marketers,  
Inc. and Buckley Energy Group, Ltd.*

**SO ORDERED:**

Dated: \_\_\_\_\_, 2010

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THE HONORABLE SHIRA A. SCHEINDLIN  
UNITED STATES DISTRICT JUDGE